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2122

Department of Justice

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BUREAU

INVESTIGATION

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Class / Case #	Sub	Vol.	Serial #
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RRP003V8XG

F B I

Date: 8/16/73

Transmit the following in _____
(Type in plaintext or code)

AIRTEL

AIR MAIL

(Priority)

TO: DIRECTOR, FBI

FROM: SAC, LOS ANGELES (72-NEW) (P)

RE: UNSUB;
THREATENING TELEPHONE CALL TO
MALCOLM M. LUCAS,
U.S. DISTRICT JUDGE,
CENTRAL DISTRICT OF CALIFORNIA,
LOS ANGELES, CALIFORNIA
8/15/73
OOJ

OO: Los Angeles

Enclosed for the Bureau are six copies of a LHM, two of which are attached to FD-376 for dissemination to U.S. Secret Service, Washington, D.C., concerning captioned matter.

Copies of the LHM are also being furnished locally to U.S. Secret Service, Los Angeles, and the U.S. Attorney, Los Angeles.

Judge LUCAS will be interviewed upon his return to Los Angeles and, if appropriate, CLEOPATRA WIMBERLY will be interviewed.

Bureau's attention is invited to LA report of SA STEVEN E. DUCKER dated 4/30/73 captioned "CLEOPATRIA WIMBERLY, CAA - CCW."

ENCLOSURE

2 - Bureau (Encls. 6) (AM)
2 - Los Angeles

LSH/kah

(4)

Approved: _____

Special Agent in Charge

Sent _____ M Per _____



UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

y, Please Refer to

WASHINGTON, D.C. 20535

August 16, 1973

Director
United States Secret Service
Department of the Treasury
Washington, D. C. 20220

RE:

UNKNOWN SUBJECT;
THREATENING TELEPHONE CALL TO
MALCOLM M. LUCAS, UNITED STATES
DISTRICT JUDGE, CENTRAL DISTRICT OF
CALIFORNIA, LOS ANGELES, CALIFORNIA
8/15/73

Dear Sir:

The information furnished herewith concerns an individual or organization believed to be covered by the agreement between the FBI and Secret Service concerning protective responsibilities, and to fall within the category or categories checked.

- ☐ Threats or actions against persons protected by Secret Service.
- ☐ Attempts or threats to redress grievances.
- ☒ Threatening or abusive statement about U. S. or foreign official.
- ☐ Participation in civil disturbances, anti-U. S. demonstrations or hostile incidents against foreign diplomatic establishments.
- ☐ Illegal bombing, bomb-making or other terrorist activity.
- ☐ Defector from U. S. or indicates desire to defect.
- ☐ Potentially dangerous because of background, emotional instability or activity in groups engaged in activities inimical to U. S.

Photograph ☐ has been furnished ☐ enclosed ☒ is not available.

Very truly yours,


Clarence M. Kelley
Director

- Special Agent in Charge (Enclosure(s))
U. S. Secret Service, Los Angeles (RM)
Enclosure(s)



UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Please Refer to

Los Angeles, California
August 16, 1973

UNKNOWN SUBJECT;
THREATENING TELEPHONE CALL TO
MALCOLM M. LUCAS,
UNITED STATES DISTRICT JUDGE,
CENTRAL DISTRICT OF CALIFORNIA,
LOS ANGELES, CALIFORNIA
AUGUST 15, 1973
OBSTRUCTION OF JUSTICE

On August 15, 1973, Patrick Madden, Law Clerk to United States District Court Judge Malcolm M. Lucas, Federal Courthouse, 312 North Spring Street, Los Angeles, California, telephone 688-4647, advised that he had received an anonymous telephone call threatening the life of Judge Lucas.

On August 16, 1973, Patrick Madden, supra, advised that on the afternoon of August 15, 1973, he was working in Judge Lucas' chambers. He related that at approximately 2:28 p.m., he answered a telephone call and the following conversation took place:

Caller: "Can I talk to Judge Lucas?"

Madden: "No, I'm sorry the Judge is on vacation. May I take a message?"

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

72 - 2182 - 1
ENCLOSURE

UNKNOWN SUBJECT;
THREATENING TELEPHONE CALL TO
MALCOLM M. LUCAS,
UNITED STATES DISTRICT JUDGE,
CENTRAL DISTRICT OF CALIFORNIA,
LOS ANGELES, CALIFORNIA,
AUGUST 15, 1973

Caller: My wife has been telling the truth. He has not been believing it (or her) and in 30 days he dies".

Madden advised that the telephone conversation was extremely brief and in his opinion the individual sounded like he was a male Negro, approximately 25 to 35 years of age. Madden explained that Judge Lucas is currently on vacation in Mexico and he will return to work on August 27, 1973.

Madden advised that he has been reviewing some of the cases that Judge Lucas has recently tried. He recalled that a non-jury trial was recently held in Judge Lucas' court in which Cleopatra Wimberly was charged with violation of Title 49, Section 1472 (1), United States Code (Attempting to Carry a Weapon Aboard an Aircraft). He stated that Cleopatra Wimberly was found guilty by Judge Lucas and she is scheduled to be sentenced on August 27, 1973. He emphasized that he mentioned this particular case only because it had recently been tried and to his knowledge there were no ill feelings on the part of Wimberly. He added he did not know Wimberly's marital status.

On August 15, 1973, James Gardner, Chief Deputy United States Marshal, Los Angeles, California, was informed of the above telephone call.

On August 16, 1973, Richard W. Cameron, Special Agent, United States Secret Service, Los Angeles, California, was informed of the above telephone call.

UNKNOWN SUBJECT;
THREATENING TELEPHONE CALL TO
MALCOLM M. LUCAS,
UNITED STATES DISTRICT JUDGE,
CENTRAL DISTRICT OF CALIFORNIA,
LOS ANGELES, CALIFORNIA,
AUGUST 15, 1973

On August 16, 1973, the facts of this matter were discussed with Robert L. Brosio, Chief Assistant United States Attorney, Los Angeles, California, at which time he advised that in his opinion the telephone call constituted a violation of the Federal Obstruction of Justice Statute.

K43

FEDERAL BUREAU OF INVESTIGATION

OFFICE	OFFICE OF ORIGIN	DATE	INVESTIGATIVE PERIOD
LOS ANGELES	LOS ANGELES	9/25/73	8/15/73 - 9/24/73
REPORT MADE BY		TYPED BY	
L. STANLEY HARBESON		rge	
CHARACTER OF CASE			
OBSTRUCTION OF JUSTICE			

Evening Telephone Call to
 M. M. LUCAS, United States
 District Judge, Central District of
 California, Los Angeles, California,
 9/23

REFERENCE: Los Angeles airtel to the Bureau dated
 8/16/73.

- C -

M

ADMINISTRATIVE

Attached are two copies of an FD-376 for dissemination
 to the United States Secret Service, Washington, D.C., concerning
 the captioned matter.

Inasmuch as all logical leads have been exhausted
 in an attempt to locate and identify the unknown subject in
 matter, this case is being closed at this time.

ACCOMPLISHMENTS CLAIMED				<input checked="" type="checkbox"/> NONE	ACQUIT- TALS	CASE HAS BEEN:	
CO.	FUG.	FINES	SAVINGS	RECOVERIES			
SPECIAL AGENT IN CHARGE					DO NOT WRITE IN SPACES BELOW		
E: <i>Elmer</i>					72-2122-2 REC 27		
2 - Bureau (72-2122)					EX-103		
1 - USA, Los Angeles					16 OCT 1 1973		
1 - U.S. Secret Service, Los Angeles					DATA PROC.		
1 - Los Angeles (72-169)							
Dissemination Record of Attached Report					Notations		
1-OROM CRIM 50-607							
1-7004 of rep for Secret Service							
10/10/73							
57 OCT 10 1973							
JCK/Hms							

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UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

to: 1 - USA, Los Angeles
1 - U.S. Secret Service, Los Angeles

rt of: L. STANLEY HARBESON Office: Los Angeles, California
9/25/73

Office File #: 72-169 Bureau File #: 72-2122

UNKNOWN SUBJECT;
Threatening Telephone Call
to MALCOLM M. LUCAS
United States District Judge
Central District of California
Los Angeles, California
8/15/73

psis:
cter: OBSTRUCTION OF JUSTICE

On 8/15/73, Judge LUCAS' law clerk received an anonymous telephone call from a male individual saying, "My wife has been telling the truth. He has not been believing it (or her) and in 30 days he dies". On 8/16/73, Judge LUCAS' secretary received an anonymous telephone call from a male individual asking, "How did you like that prank yesterday about the killing". Judge LUCAS advised he had no suspects. After a review of cases, Judge LUCAS' law clerk advised that CLEOPATRA WIMBERLY and MARY F. JACKSON may have had some reason for holding some animosity towards Judge LUCAS. WIMBERLY and JACKSON deny any knowledge of the calls and advised they felt they were treated fairly by Judge LUCAS.

- C -

DETAILS:

This investigation was predicated upon information furnished on August 15, 1973, by PATRICK MADDEN, Law Clerk to United States District Court Judge MALCOLM M. LUCAS, Federal Courthouse, 312 North Spring Street, Los Angeles, California. At this time, MADDEN advised that he had received an anonymous telephone call threatening the life of Judge LUCAS.

72-169

On August 15, 1973, JAMES GARDNER, Chief Deputy United States Marshal, Los Angeles, California, was informed of the telephone call received by PATRICK MADDEN.

On August 16, 1973, RICHARD W. CAMERON, Special Agent, United States Secret Service, Los Angeles, California, was informed of the telephone call received by PATRICK MADDEN.

On August 16, 1973, the facts of this matter were discussed with ROBERT L. BROSIO, Chief Assistant United States Attorney, Los Angeles, California, at which time he advised that in his opinion the telephone call constituted a violation of the Federal Obstruction of Justice Statute.

FEDERAL BUREAU OF INVESTIGATION

1

Date of transcription 8/20/73

PATRICK MADDEN, Law Clerk to United States District Court Judge MALCOLM M. LUCAS, Federal Courthouse, 312 North Spring Street, Los Angeles, California, telephone 688-4647, advised that on the afternoon of August 15, 1973, he was working in Judge LUCAS' chambers. He related that at approximately 2:28 p.m., he answered a telephone call and the following conversation took place:

Caller: "Can I talk to Judge Lucas?"

MADDEN: "No, I'm sorry the Judge is on vacation. May I take a message?"

Caller: "My wife has been telling the truth. He has not been believing it (or her) and in 30 days he dies".

MADDEN advised that the telephone conversation was extremely brief and in his opinion the individual sounded like he was a male Negro, approximately 25 to 35 years of age. MADDEN explained that Judge LUCAS is currently on vacation in Mexico and he will return to work on August 27, 1973.

MADDEN advised that he has been reviewing some of the cases that Judge LUCAS has recently tried. He recalled that a non-jury trial was recently held in Judge LUCAS' court in which CLEOPATRA WIMBERLY was charged with violation of Title 49, Section 1472 (1), United States Code (Attempting to Carry a Weapon Aboard an Aircraft). He stated that CLEOPATRA WIMBERLY was found guilty by Judge LUCAS and she is scheduled to be sentenced on August 27, 1973. He emphasized that he mentioned this particular case only because it had recently been tried and to his knowledge there were no ill feelings on the part of WIMBERLY. He added he did not know WIMBERLY's marital status.

Interviewed on 8/16/73 at Los Angeles, California File # Los Angeles 72-169

by SA L. STANLEY HARBESON/kah

Date dictated 8/20/73

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/20/73

CELIA GUERRERO, Secretary to United States District Court Judge MALCOLM M. LUCAS, Federal Courthouse, 312 North Spring Street, Los Angeles, California, telephone 688-4647, advised that at 4:45 p.m., she received the following anonymous telephone call from a male Negro:

Caller: "Is this Judge Lucas' chambers?"

GUERRERO: "Yes".

Caller: "How did you like that prank yesterday?"

GUERRERO: "What prank?"

Caller: "The prank about the killing".

She stated that at this point the caller hung up the telephone. She added that she could hear no background noise during the telephone call.

Interviewed on 8/16/73 at Los Angeles, California File # Los Angeles 72-169

by SA L. STANLEY HARBESON/kah

Date dictated 8/20/73

FEDERAL BUREAU OF INVESTIGATION

1Date of transcription 8/28/73

United States District Court (USDC) Judge MALCOLM M. LUCAS, Central District of California, Los Angeles, California, advised that he has been a California Superior Court Judge and a USDC Judge for over six years and during that time he has tried hundreds of cases. He stated that the anonymous telephone calls received by members of his staff could relate to almost any case. He stated that it could refer to one where a female was a defendant and it could also refer to a case where a female was testifying on the behalf of someone. Furthermore, the anonymous caller could be referring to a case that is now on appeal in the State Court or on appeal in Federal Court.

Judge LUCAS advised that he has given considerable thought to this matter and he has been unable to think of anyone who could be associated with the anonymous telephone call.

Concerning CLEOPATRA WIMBERLY, Judge LUCAS advised that she was tried before him, in a non-jury trial, concerning her attempt to carry a weapon aboard an aircraft. He related that to his knowledge, she never indicated that she felt she was being unfairly charged or treated in his court. He stated that although she is to appear for sentencing in his court today, he had no objections to her being interviewed.

Interviewed on 8/27/73 at Los Angeles, California File # Los Angeles 72-169

by SA L. STANLEY HARBESON/bjb

Date dictated 8/27/73

FEDERAL BUREAU OF INVESTIGATION

1

Date of transcription 8/28/73

CLEOPATRA WIMBERLY, 616½ West 87th Street, Los Angeles, California (758-1663) advised that recently she was a defendant in a non-jury trial in Judge MALCOLM M. LUCAS' court, Los Angeles, California. She stated that in her opinion, Judge LUCAS was most fair and she has no animosity towards him. She advised that she knows of no one who would be interested in her case or who would be calling Judge LUCAS' chambers in her behalf. She explained that she is not a violent person, never has been in trouble before, and therefore she would not condone any threatening acts directed toward the Judge or any member of his staff.

WIMBERLY advised that she is not married and has not been living in a common-law relationship with anyone. She stated that at the time she was tried, she was living with her daughter, CHRISTINE TAYLOR, and her husband HARBE LEE TAYLOR, in Apartment Five, 1321 West 88th Street, Los Angeles, California. WIMBERLY stated that she is certain that her son-in-law would not have called Judge LUCAS' chambers because he knew nothing of the facts surrounding her arrest and in her opinion, he did not know in whose court she was appearing.

Interviewed on 8/27/73 at Los Angeles, California File # Los Angeles 72-169

by SA L. STANLEY HARBESON/bjb Date dictated 8/27/73

FEDERAL BUREAU OF INVESTIGATION

1Date of transcription 8/28/73

CHRISTINE TAYLOR, Apartment Five, 1321 West 88th Street, Los Angeles, California (971-2679), advised that at the time her mother was on trial in the United States District Court, for attempting to carry firearms aboard an airplane, she was residing at this address. She stated that her husband, HARBE LEE TAYLOR, has never been to court with her mother, CLEOPATRA WIMBERLY, and as far as she knows, her husband would not know the name of the judge that her mother appeared before. She stated that her husband is employed as the Sales Manager for Herold's Department Store and would have been at work during the hours of 10:00 a.m. to 6:00 p.m.

Interviewed on 8/27/73 at Los Angeles, California File # Los Angeles 72-169

by SA L. STANLEY HARBESON/bjb

Date dictated 8/27/73

FEDERAL BUREAU OF INVESTIGATION

1Date of transcription 8/28/73

HARBE LEE TAYLOR, Apartment Five, 1321 West 88th Street, Los Angeles, California, advised that he is employed as the Sales Manager of Herold's Department Store, 4370 South Vermont Avenue, and he was so employed on August 15, 1973, and August 16, 1973.

TAYLOR advised that his mother-in-law, CLEOPATRA WIMBERLY, formerly resided in his home, however, she moved approximately two-and-a-half months ago. He stated that although he knew that his mother-in-law was facing charges of attempting to carry a weapon aboard an aircraft, he did not know in whose court she was appearing. He stated that to his knowledge, his mother-in-law harbors no grudge and she has expressed no animosity toward the judge trying her case. He stated that at no time has he ever called the chambers of Judge MALCOLM M. LUCAS and he noted that at the time the calls were made to Judge LUCAS' chambers, he was at work.

TAYLOR added that his mother-in-law has indicated that she felt she has been treated most fairly by Judge LUCAS and he could think of no reason why anyone would want to telephone the chambers of Judge LUCAS on the behalf of his mother-in-law and make any threatening statements.

Interviewed on 8/27/73 at Los Angeles, California File # Los Angeles 72-169

by SA L. STANLEY HARBESON/bjb

Date dictated 8/27/73

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/31/73

PATRICK MADDEN, Law Clerk to United States District Court Judge, MALCOLM M. LUCAS, Federal Courthouse, 12 North Spring Street, Los Angeles, California, advised that he has been reviewing some of the cases that Judge JUCAS has handled in the recent past. He stated that his records indicate that MARY YVONNE JACKSON had appeared before Judge LUCAS for the violation of the Federal Narcotics Laws; however, she failed to appear in Judge JUCAS' court while she was out on appeal bond. He stated that he does not know the marital status of JACKSON; however, she may have had some reason for holding some animosity towards Judge LUCAS.

Interviewed on 8/27/73 at Los Angeles, California File # 72-169

by SA L. STANLEY HARBESON/rge Date dictated 8/31/73

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/31/73

MARY F. JACKSON, also known as Mary Yvonne Jackson, booking Number 2503 240, Sybil Brand Institute for Women, Los Angeles County Sheriff's Office, Los Angeles, California, advised that she had appeared in Judge LUCAS' court in connection with a narcotics charge. She stated that at the conclusion of this trial, she was released on an appeal bond; however, she was never notified as to when she should again appear in court. For this reason, a "Failure to Appear" warrant was issued and she was arrested by representatives of the United States Marshal's Office on July 9, 1973. She stated that she then appeared before Judge LUCAS and explained to him why she failed to appear in his court and, in her opinion, he was very sympathetic. She explained that she was originally sentenced to 90 days and Judge LUCAS gave her no additional time for failing to appear. She stated that she and her family and her attorney were most pleased with the efficiency and understanding of Judge LUCAS. She related that he was not married and there would be no reason for anyone to make any threatening telephone calls to Judge LUCAS on her behalf, particularly when you consider the fact that she was due to be released in less than a month, on September 20, 1973.

JACKSON described herself as follows:

Name	MARY F. JACKSON
Alias	Mary Yvonne Jackson
Sex	Female
Race	Negro
Age	23
Height	5'3"
Weight	98
Hair	Black
Eyes	Brown

wed on 8/29/73 at Los Angeles, California File # Los Angeles 72-169

SA L. STANLEY HARBESON/rge Date dictated 8/31/73

72-169

On September 24, 1973, CELIA GUERRERO, Secretary to United States District Court Judge MALCOLM J. LUCAS, Federal Courthouse, 312 North Spring Street, Los Angeles, California, advised that neither Judge LUCAS nor any member of his staff have received any additional communications pertaining to the telephone calls received on August 15, 1973, and August 16, 1973.